IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

WP(C).No. 28111 of 2006(V)

PETITIONER:

VALSAMMA JOHN, MUPPEATTIL HOUSE,
VENMANI, CHENGANNUR.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS:

---

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY,
DEPARTMENT OF GENERAL EDUCATION,
GOVERNMENT SECRETARIAT, TRIVANDRUM.

2. THE DY.DIRECTOR OF EDUCATION,
DY.DIRECTOR'S OFFICE, ALLEPPEY.

3. THE DISTRICT EDUCATIONAL OFFICER,
D.E.O'S OFFICE, MAVELIKKARA.

4. THE HEADMISTRESS,
EDAPPON HIGH SCHOOL, AYRANIKUDI, MAVELIKKARA.

5. THE ACCOUNTANT GENERAL (A & E),
ACCOUNTANT GENERAL'S OFFICE, TRIVANDRUM.

BY ADV. SRI.K.SASIKUMAR
SRI.C.DEVARAJAN
SR. GOVERNMENT PLEADER SR. T.T. MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 28111/06

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE REPRESENTATION-FIXATION STATEMENT

EXT.P2. COPY OF THE LETTER ISSUED BY THE DY. DIRECTOR OF EDN. ALLEPPEY

EXT.P3. COPY OF THE DECLARATION SUBMITTED BY THE PETITIONER

EXT.P4. COPY OF THE PROCEEDINGS ISSUED BY THE ACCOUNTANT GENERAL

EXT.P5. COPY OF THE STATEMENT OF THE ALLEGED EXCESS AMOUNT

EXT.P6. COPY OF THE LETTER ISSUED BY THE DY. DIRECTOR OF EDN. DT. 20.2.06

EXT.P7. COPY OF THE CHALAN

EXT.P8. COPY OF THE JUDGMENT IN OP 20280 OF 2001

EXT.P9. COPY OF THE JUDGMENT IN WPC NO.16158 OF 2004

EXT.P10. COPY OF THE AUDIT OBJECTION

RESPONDENT'S EXHIBITS:

EXT.R4(a). COPY OF THE STATEMENT DT. 28.10.05 FORWARDED BY THE RESPONDENT TO THE 3RD RESPONDENT DEO

EXT.R4(b). COPY OF THE LETTER DT. 23.3.06 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER

EXT.R4(c). COPY OF THE LIABILITY CERTIFICATE DT. 27.3.06 ISSUED BY THE 4TH RESPONDENT

EXT.R4(d). COPY OF THE LETTER DT. 27.3.06 FORWARDED BY THE 4TH RESPONDENT

EXT.R4(e). COPY OF THE LETTER DT. 1.7.06 ISSUED BY THE 2ND RESPONDENT TO THE 3RD RESPONDENT

EXT.R4(f). COPY OF THE REVISED STATEMENT DT. 15.9.06 FORWARDED BY THE 4th RESPONDENT TO THE 3RD RESPONDENT

EXT.R4(g). COPY OF THE REVISED LIABILITY CERTIFICATE DT. 11.9.06 FORWARDED TO THE 3RD RESPONDENT

EXT.R4(h). COPY OF THE LETTER DT. 15.9.06 FORWARDED BY THE 4TH RESPONDENT TO THE 3RD RESPONDENT

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 28111 OF 2006

Dated this the 13th day of August, 2007

J U D G M E N T

Learned Govt. Pleader submits that a liability certificate for Rs.29, 362/- has been issued on 22.11.06 to the Treasury Officer concerned. It will be open to the petitioner to approach the Treasury Officer concerned and draw the admissible amount.

2. As regards the liability, it will be open to the petitioner to approach the authority and workout her remedy by raising her objections in which event the authority shall afford sufficient opportunity to the petitioner to be heard.

The writ petition is closed in the above terms. The Sub Treasury Officer shall ensure that the amount excluding the liability is released to her, within one month from the date of receipt of a copy of this judgment.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007